

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 MATTHEW TRAVIS HOUSTON,

4 Plaintiff

5 v.

6 SHERIFF JOE LOMBARDO, et al.,

7 Defendants

Case No.: 2:22-cv-01748-APG-DJA

**Order Accepting Report and
Recommendation**

[ECF Nos. 28, 30]

8 On May 24, 2023, Magistrate Judge Albregts recommended that I deny plaintiff Matthew
9 Houston's motion to reopen this case. ECF No. 30. Houston did not object. Thus, I am not
10 obligated to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1)
11 (requiring district courts to "make a de novo determination of those portions of the report or
12 specified proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328
13 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's
14 findings and recommendations de novo *if objection is made*, but not otherwise" (emphasis in
15 original)).

16 I THEREFORE ORDER that Magistrate Judge Albregts' report and recommendation
17 **(ECF No. 30) is accepted**, and plaintiff Matthew Houston's motion to reopen case **(ECF No.**
18 **28) is DENIED.**

19 DATED this 10th day of June, 2023.

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21 ANDREW P. GORDON
22 UNITED STATES DISTRICT JUDGE
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